

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 In re Application of: Marquez, et al.) Group Art Unit: 3738
Application No.: 10/811,565)
Filing Date: March 29, 2004) Examiner: Christopher D. Prone
10 For: CONTROLLED SEPARATION)
HEART VALVE FRAME) Customer Number: 30452
Confirmation No.: 1380
Mail Stop AF
15 Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

20 PETITION UNDER 37 CFR §1.137(b) TO REVIVE
AN UNINTENTIONALLY ABANDONED APPLICATION

Dear Sir:

Applicants Petition under 37 CFR §1.137(b) for revival of the above-referenced application for unintentionally being allowed to go abandoned.

- 25 1) The reply to the Final Office Action dated October 12, 2007 is a Pre-appeal Brief Request for Review filed concurrently herewith.
- 2) Please charge the petition fee under 37 CFR §1.17(m) of \$1540 to Deposit Account No. 50-1225 (ECV-5783).
- 30 3) The entire delay between response due date from the Final Office Action and today's date was unintentional.
- 4) No Terminal Disclaimer is necessary in this utility case filed after June 7, 1995.

Respectfully submitted,

/Guy Cumberbatch, Reg. No. 36,114/

35 Date: June 27, 2008

Guy Cumberbatch, Reg. No. 36,114
(805) 201-3006
c/o Rajiv Yadav, Ph.D., Esq., Reg. No. 43,999
Edwards Lifesciences - Law Department
One Edwards Way
40 Irvine, California 92614
Telephone: (949) 250-6801
Facsimile: (949) 250-6850